

AMENDED

ASSIGNED

Serial No. 61442

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. AUG 04 1995

Returned to applicant for correction. AUG 23 1995

Corrected application filed. DEC 18 1995 Map filed. 18 Dec 95 under 61441

existing

The applicant Lifestyle Homes Inc., by and through Sun Valley Water and Sanitation District, by and through Sierra Pacific Power Co. 6195 Arapaho Dr., Sun Valley

Street and No. or P.O. Box No. NV 89433 City or Town

State and Zip Code No. hereby make application for permission to change the point of diversion, place of use and manner of use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under a portion of Claims # 480, 481, 482 and

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

484 of the Truckee River Decree, said Decree entered by the

Identify right in Decree.

District Court of the United States in and for the District of

Nevada in that certain action entitled "The United States of America, Plaintiff, vs. Orr Water Ditch Company, et al., Defendants", in Equity Docket No. A-3.

1. The source of water is Truckee River

Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 1.034 CFS not to exceed 110.11 acre feet annually.

Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Municipal

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for as Decreed

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point the points of diversion of

Describe as being within a 40-acre subdivision of public survey and by course and

Sierra's existing water treatment plants as described in Exhibit

distance to a section corner. If on unsurveyed land, it should be stated.

"A" attached hereto and as shown on the map supporting Application #58882 on file with the State Engineer.

6. The existing permitted point of diversion is located within SW1/4 SE1/4 Section 11, T. 19

If point of diversion is not changed, do not answer.

N., R. 19 E., M.D.B.&M. or at a point from which the Northwest

corner of Section 14, T. 19 N., R. 19 E., M.D.B.&M. bears S. 69° 15' W., 3640.00 feet. (Cochran Ditch)

7. Proposed place of use See legal description and supporting map of Sierra's

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

certificated water service territory on file with the State

Engineer. The certificated water service territory of the Sun Valley Water and Sanitation District is included in the legal description and map.

See Exhibit "B" Attached

8. Existing place of use

Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or

manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from as Decreed to of each year.

Month and Day

Month and Day

10. Use was permitted from as Decreed to of each year.

Month and Day

Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) See remarks below

State manner in which water is to be diverted, i.e. diversion structure,

ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works existing

13. Estimated time required to construct works existing

five years

14. Estimated time required to complete the application of water to beneficial use.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

During 1994 S.V.W.&S.D. delivered 143.765 million gallons (441.36 acre feet) to its customers through its existing distribution system. Item #11: Water will be diverted, treated and transported through Sierra's existing distribution system to S.V.W.&S.D.'s point of delivery and delivered to S.V.W.&S.D. customers through its existing distribution system.

Robert E. Firth  
By s/ Robert E Firth

Compared. jp/ cmm

cl/cms

360 East Riverview Cr.  
Reno, NV 89509

Protested.....

APPROVAL  
OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place and manner of use of a portion of the waters of the Truckee River as heretofore granted under Claims 480, 481, 482 and 484, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.95 .....cubic feet per second but not to exceed 101.68 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before..... N/A

Proof of completion of work shall be filed before..... N/A

Application of water to beneficial use shall be made on or before..... July 25, 2001

Proof of the application of water to beneficial use shall be filed on or before..... August 25, 2001

Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed..... N/A

Proof of beneficial use filed..... OCT 02 2001

Cultural map filed.....

Certificate No. 15885 Issued OCT 22 2001

WITHDRAWN BY APPLICANT OCT 17 2000

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada, have hereunto set my hand and the seal of my  
office, this 25th day of July

A.D. 1996

*[Signature]*  
State Engineer

WITHDRAWN BY APPLICANT DEC 08 2000

*[Signature]* P.E., STATE ENGINEER  
A portion being 11.07 afz in the  
name of Washoe County

*[Signature]* P.E., STATE ENGINEER  
\* a portion being 28.85 AFA in the  
name of Sun Valley water &  
Sanitation Dist.

**EXHIBIT "A"**

The following describes the multiple points of diversion for Sierra Pacific Power Company Water Treatment Plants, which are shown on the map accompanying Application No. 58882 on file with the State of Nevada, Division of Water Resources, more particularly described as follows:

**STEAMBOAT CANAL (HUNTER CREEK RESERVOIR):**

The existing point of diversion is situated within the Northeast one-quarter of the Southwest one-quarter (NE1/4 SW1/4) of Section 31, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 31 bears South 62°04' East, a distance of 3,195.00 feet.

**HIGHLAND DITCH (HIGHLAND RESERVOIR):**

The existing point of diversion is situated within the Southwest one-quarter of the Southeast one-quarter (SW1/4 SE1/4) of Section 9, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 9 bears South 75°16' East, a distance of 1,650.00 feet.

**IDLEWILD TREATMENT PLANT:**

The existing point of diversion is situated within the Southeast one-quarter of the Southeast one-quarter (SE1/4 SE1/4) of Section 10, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 10 bears South 69°57'58" East, a distance of 842.34 feet.

**NORTH TRUCKEE DITCH (GLENDALE TREATMENT PLANT):**

The existing point of diversion is situated within the Southwest one-quarter of the Northeast one-quarter (SW1/4 NE1/4) of Section 7, T.19N., R.20E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Northeast corner of said Section 7 bears North 39°28' East, a distance of 3,015.00 feet.

**ORR DITCH PUMP STATION (CHALK BLUFF TREATMENT PLANT):**

The point of diversion is situated within the Northeast one-quarter of the Southeast one-quarter (NE1/4 SE1/4) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada from said point of diversion the Northeast corner of said Section 17 bears North 15°39'36" East, a distance of 3,264.77 feet.

**ORR DITCH (CHALK BLUFF TREATMENT PLANT):**

The point of diversion is situated within the Northeast one-quarter of the Southwest one-quarter (NE1/4 SW1/4) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada from said point of diversion the Southwest corner of said Section 17 bears South 44°40' West, a distance of 3,211.00 feet.

**EXHIBIT #B**  
**EXISTING PLACE OF USE**

**Section 28, T. 19 N., R. 20 E., M.D.B.&M.**

SW¼ NW¼	-	5.10 acres
SE¼ NW¼	-	0.76 acres
NW¼ SW¼	-	0.37 acres
NE¼ SW¼	-	6.15 acres
SW¼ SW¼	-	0.33 acres
SE¼ SW¼	-	<u>1.27 acres</u>

**TOTAL SECTION 28      13.98 ACRES**

**Section 29, T. 19 N., R. 20 E., M.D.B.&M.**

SE¼ NE¼	-	6.27 acres
NE¼ SE¼	-	0.51 acres
SE¼ SW¼	-	1.40 acres
SW¼ SE¼	-	2.72 acres
SE¼ SE¼	-	<u>0.54 acres</u>

**TOTAL SECTION 29      11.44 ACRES**

**Section 33, T. 19 N., R. 20 E., M.D.B.&M.**

NW¼ NW¼	-	0.13 acres
NE¼ NW¼	-	1.31 acres
SW¼ NW¼	-	0.60 acres
<del>SE¼ NW¼</del>	<del>-</del>	<del>0.07 acres</del>

*+ 0.07 = 1.38 acres total*  
*11/18/95 12-18-95*

**TOTAL SECTION 33      2.11 ACRES**

**GRAND TOTAL      27.53 ACRES**